



PATENT
450108-4457.2

2137
41
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Tatsuya Kubota, et al.
Serial No. : 09/589,593
Filed : June 7, 2000
For : DATA MULTIPLEXING DEVICE, PROGRAM DISTRIBUTION SYSTEM, PROGRAM TRANSMISSION SYSTEM, PAY BROADCAST SYSTEM, PROGRAM TRANSMISSION METHOD, CONDITIONAL ACCESS SYSTEM, AND DATA RECEPTION DEVICE
Examiner : Nguyen, Minh Dieu T.
Art Unit : 2137

RECEIVED

DEC 22 2004

Technology Center 2100

745 Fifth Avenue
New York, NY 10151
Tel: 212-588-0800

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- No additional fee is required.
 The fee has been calculated as shown below.
 This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

Claims as Amended

| (1) | (2) Claims remaining after amendment | (3) | (4) Highest number previously paid for | (5) Present extra | (6) Rate | (7) Additional Fee |
|---|--|-------|--|----------------------|-------------|--------------------------|
| Total claims | 80 | Minus | ** =108 | * 0 x | \$50 (25) | = \$ 0 |
| Independent claims | 4 | Minus | *** =6 | * 0 x | \$200 (100) | = \$ 0 |
| Total additional fee for this amendment | | | | | | \$ 0 |

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid , or is paid herewith .
- This response is being filed within the _____ month following the expiration of the term originally set therefor. This is a petition to request a _____ month extension of time. A check covering the cost of the petition is enclosed.
- A check in the amount of \$_____ is attached, which covers the cost of additional claims _____ petition for extension of time.
- Charge \$_____ to Deposit Account No. 50-0320.
- Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 13, 2004.

Thomas F. Presson, Reg. No. 41,442

Respectfully submitted,

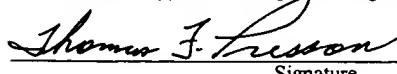
FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By:


Thomas F. Presson

Reg. No. 41,442
Tel: 212-588-0800

Name of Applicant, Assignee or Registered Representative


Signature

December 13, 2004

Date of Signature



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Confirmation No. : 9593

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New York, NY 10151

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Thomas F. Presson, Reg. No. 41,442
(Name of Applicant, Assignee or Registered Representative)

Thomas F. Presson
Signature
December 13, 2004
Date of Signature

RESPONSE UNDER 37 C.F.R. § 1.121

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on September 22, 2004, having a three-month statutory period for response set to expire on December 22, 2004. Please amend the above-captioned application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 37 of this paper.